

Plaintiffs' Response to Agency Defendants'
Chart of Elements Not Plausibly Alleged

I. Claim II – First Amendment Coercion

Elements Not Plausibly Alleged	Plaintiffs' Responsive Citations
Coercion of Columbia by the Executive Branch Defendants	SAC ¶¶ 47-51, 58, 60-63, 66, 134
That the Executive Branch Defendants' actions were taken to punish or suppress Plaintiffs' speech	SAC at ¶¶ 4, 100-116
That the speech at issue is constitutionally protected	SAC at ¶¶ 4, 42, 57, 63, 68, 94, 150, 152, 160,

II. Claim IV – Administrative Procedure Act

Elements Not Plausibly Alleged	Plaintiffs' Responsive Citations
That the agency action was taken without observance of procedure required by law	SAC at ¶¶ 135-142.
That the agency action was in excess of statutory jurisdiction, authority, or limitations, or short of statutory right	SAC at ¶¶ 135-142.
That the agency action was not in accordance with law	SAC at ¶¶ 135-142.

III. Claims II & IV Against the Executive Branch Defendants in Their Individual Capacities

Elements Not Plausibly Alleged	Plaintiffs' Responsive Citations
That the injunctive relief sought can be obtained against the Executive Branch Defendants in their individual capacities	N/A
That money damages are available against the Executive Branch Defendants in their individual capacities under either <i>Bivens</i> or the APA	N/A